



THE ERIE COUNTY LEGISLATURE

**Session No. 18
September 24, 2009**

Lynn M. Marinelli
Chair

Maria R. Whyte
Majority Leader

John J. Mills
Minority Leader

Robert M. Graber
Clerk of the Legislature

ROLL CALL

INVOCATION – Ms. Miller-Williams

PLEDGE OF ALLEGIANCE – Mr. Walter

TABLED ITEMS

ITEMS FOR RECONSIDERATION FROM PREVIOUS MEETING

MINUTES OF PREVIOUS MEETING

PUBLIC HEARING

MISCELLANEOUS RESOLUTIONS:

MARINELLI	Honoring Louise McFeely Upon the Occasion of Her Retirement After 24 Years of Service with Erie County Government
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MILLS, RATH & WALTER	Recognizing the Buffalo Veterans' Court for the Many Accolades It Has Received From the House Veterans' Affairs Committee in Washington, D.C.
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MILLS	Recognizing Don Birdd for His Constant Commitment and Dedication to Procuring Funds for Cancer and Diabetes Research
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IANNELLO	Congratulating Jennifer L. Bognar from Cardinal O’Hara High School for Winning a Canal Fest of Tonawandas 2009 Scholarship
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IANNELLO & MARINELLI	Memorial Resolution for Louis M. Reuter, Jr.
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IANNELLO	Congratulating Brittney M. Giuga from Tonawanda High School for Winning the Canal Fest of the Tonawandas 2009 Scholarship
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MARINELLI	Recognizing the Month of October as Domestic Violence Awareness Month
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REYNOLDS	Recognizing 4-H Youth Across the Nation Leading Efforts to Solve Problems in Their Communities and Make a Difference for Their Futures
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WALTER	Honoring Hertha Ball Upon Her 100th Birthday Celebration
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MARINELLI	Congratulating Jerry Castiglia on Receiving the Frederick Law Olmsted Award
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MARINELLI	Recognizing October 2009 as The Big Read Month in Erie County
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REYNOLDS	Recognizing October 5-10, 2009 as National 4-H Week in Erie County
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<u>LOCAL LAWS:</u>			<u>REFERENCE:</u>
LL INT. 2-1 3/18/2008	RANZENHOFER, MILLS & RATH	A LL Requiring Businesses to Verify that Employees are Legally Eligible to be Employed in the US and Erie County	Economic Development
LL INT. 4-1 6/5/2009	KENNEDY	A LL in relation to reducing the size of the Erie County Legislature and changing the term of office for members of the Erie County Legislature	Government Affairs
LL INT. 5-1 6/9/2009	MILLS, RATH & WALTER	A LL in relation to reducing the size of the Erie County Legislature	Government Affairs
LL INT. 6-1 6/9/2009	MILLS, RATH & WALTER	A LL in relation to limiting the terms of office of Erie County elected officials	Government Affairs
LL INT. 7-1 6/11/2009	KONST & IANNELLO	A LL to Reform the Erie County Charter by Limiting the Term of Office that an Elected County Legislator Can Hold	Government Affairs
LL INT. 9-1 7/06/2009	LOUGHRAN	A LL in relation to reducing the size of the Erie County Legislature	Government Affairs
LL INT. 10-1 8/06/2009	WROBLEWSKI & KENNEDY	A LL establishing Anti-Texting and/or Twittering While Driving Law	Public Safety

COMMITTEE REPORTS:

REPORT NO. 11 ENERGY & ENVIRONMENT COMMITTEE

REPORT NO. 10 GOVERNMENT AFFAIRS COMMITTEE

REPORT NO. 11 HEALTH & HUMAN SERVICES COMMITTEE

REPORT NO. 11 COMMUNITY ENRICHMENT COMMITTEE

REPORT NO. 11 ECONOMIC DEVELOPMENT COMMITTEE

REPORT NO. 10 FINANCE & MANAGEMENT COMMITTEE

LEGISLATOR RESOLUTIONS:

REFERENCE:

INTRO 18-1	WALTER, MILLS & RATH	Calling upon NYS to Repeal the 2% Utility Tax
INTRO 18-2	MILLS, RATH & WALTER	Calling Upon the NYS Legislature to Override Governor Paterson’s Veto of S.5603C/A.8405C “Establishes the NYS War of 1812, 200th Anniversary Commemoration Commission”
INTRO 18-3	KOZUB	Encouraging the Passage of State Legislation to Authorize the NYSDEC to Promulgate Standards that Allow Hunting with a Crossbow

COMMUNICATIONS DISCHARGED FROM COMMITTEE:

SUSPENSION OF THE RULES:

COMMUNICATIONS FROM ELECTED OFFICIALS:

REFERENCE:

COMM. 18E-1	COMPTROLLER	Erie County Financial Obligations To/With Erie County Medical Center Corporation	Health & Human Services
COMM. 18E-2	COMPTROLLER	July 2009 Sales Tax	Finance & Management

COMM. 18E-3	REYNOLDS	Copy of Schedule of Departmental Hearings to be Conducted by the Finance, Management & Budget Committee Regarding the 2010 Proposed EC Budget	Finance & Management
COMM. 18E-4	COUNTY EXECUTIVE	ECSD #4, EC Sewer Agency Report, Increase & Improvement of Facilities (2009)	Energy & Environment
COMM. 18E-5	COUNTY EXECUTIVE	ECSDs, Engineering Agreement Close-Out - A/E Agreement - Pratt & Huth Associates	Energy & Environment
COMM. 18E-6	COUNTY EXECUTIVE	ECSD #3 & #8 - Transfer of Funds	Energy & Environment
COMM. 18E-7	COUNTY EXECUTIVE	ECSDs, Engineering Agreement Close-Out - A/E Agreement - DiDonato Associates	Energy & Environment
COMM. 18E-8	COUNTY EXECUTIVE	ECSD #4 - Town of Lancaster - Glendale Rd. & Parkdale Rd. and Broadway Ave. - Proposed Intermunicipal Agreement	Energy & Environment
COMM. 18E-9	COUNTY EXECUTIVE	ECSDs, NYS Water Pollution Control - Revolving Loan Program	Energy & Environment
COMM. 18E-10	COUNTY EXECUTIVE	Change in Golf Course Fee Structure	
COMM. 18E-11	COUNTY EXECUTIVE	Authorization to Enter into Training Agreement	
COMM. 18E-12	COUNTY EXECUTIVE	Medical Examiner's Toxicology Grant - Leasing Agreement	
COMM. 18E-13	COUNTY EXECUTIVE	ECC South Campus - EC Auto Bureau - Parking Improvements	
COMM. 18E-14	IANNELLO	Copy of Article - UB Regional Institute Examines Tradeoffs of Downsizing Local Government in WNY	Government Affairs

COMMUNICATIONS FROM THE DEPARTMENTS:

REFERENCE:

COMM. 18D-1	DIRECTOR OF BUDGET & MANAGEMENT	BMR Report - Period Ending 7/31/09	Finance & Management
COMM. 18D-2	COUNTY ATTORNEY	US DOJ v. EC and EC Sheriff	Public Safety
COMM. 18D-3	DEPUTY COMPTROLLER	EC Comptroller Audit - EC Industrial Development Agency-Related Payments in Lieu of Taxes to the County of Erie	Finance & Management
COMM. 18D-4	COUNTY ATTORNEY	Transmittal of New Claims Against Erie County	Government Affairs

COMM. 18D-5	COUNTY ATTORNEY	Transmittal of New Claim Against Erie County	Government Affairs
<u>COMMUNICATIONS FROM THE PEOPLE AND OTHER AGENCIES:</u>			<u>REFERENCE:</u>
COMM. 18M-1	NYS FISH & WILDLIFE MANAGEMENT BOARD	Agenda Items for Region 9 Board Meeting Held 9/3/09	Energy & Environment
COMM. 18M-2	NIAGARA COUNTY LEGISLATURE	Copy of Resolution Calling Upon the NYS Legislature to Override Governor Paterson's Veto of - Establishes the NYS War of 1812, 200th Anniversary Commemoration Commission	Government Affairs
COMM. 18M-3	BUFFALO & EC PUBLIC LIBRARY	Agenda Items for Board of Trustees Meeting Held 9/17/09	Community Enrichment
COMM. 18M-4	US EPA	Community Update Concerning Air Quality Study and Evaluation of the Tonawanda Coke Facility	Energy & Environment
COMM. 18M-5	NYSDEC	Region 9 Fish & Wildlife Highlights - 7/16/09 -8/15/09	Energy & Environment
COMM. 18M-6	ECIDA	Copy of Letter to Deputy Comptroller Regarding the EC Industrial Development Agency	R&F
COMM. 18M-7	NYSDEC	Fact Sheet - Investigation & Cleanup to Begin at the 1318 Niagara St. Site	Energy & Environment
COMM. 18M-8	ALLEGANY COUNTY BOARD OF LEGISLATORS	Copy of Resolution to Request Governor Paterson & NYS Legislature to Advance Funding and Expedite the Timetables to Complete Parts of the Appalachian Development Highway System	Energy & Environment
COMM. 18M-9	NYSAC	Acknowledgement of Receipt of Certified Resolution	R&F
COMM. 18M-10	NYS BOARD OF REAL PROPERTY SERVICES	Copy of Certificate of County Equalization Rates for 2009 Assessment Rolls for Municipalities in EC	Government Affairs

ANNOUNCEMENTS:

MEMORIAL RESOLUTIONS:

ADJOURNMENT: